



Issue Date: 05 December 2008

CASE NO: 2008-SOX-00063

In the Matter of:

**JAMES MAYER,
Complainant,**

v.

**FOOT LOCKER, INC.,
Respondent.**

ORDER GRANTING COMPLAINANT'S

MOTION TO DISMISS

This matter arises out of a complaint filed by James Mayer ("Complainant") against Foot Locker, Inc. ("Respondent") under Section 806 of the Corporate and Criminal Fraud Accountability Act of 2002, Title VIII of the Sarbanes-Oxley Act of 2002, 18 U.S.C.A. §1514A ("SOX" or the "Act").

On December 5, 2008, the undersigned received a Motion to Dismiss, signed by counsel of record for the Complainant, which indicated that a compromise and settlement agreement had been entered into by the parties and that there were no claims or issues remaining to be determined.

FOR GOOD CAUSE SHOWN, the Motion to Dismiss is **HEREBY GRANTED**, and the above-captioned claim is hereby **DISMISSED WITH PREJUDICE**, each party to bear its own fees and costs.

IT IS SO ORDERED.

A

**ROBERT B. RAE
U. S. Administrative Law Judge**

Washington, D.C.